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ORIGINAL

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## BEFORE THE ARIZONA CORPORATION COMMISSION

2001 AUG 16 P 2:35

WILLIAM A. MUNDELL  
Chairman

Arizona Corporation Commission

DOCKETED

AZ CORP COMMISSION  
DOCUMENT CONTROLJIM IRVIN  
Commissioner

AUG 16 2001

MARC SPITZER  
Commissioner

DOCKETED BY

IN RE THE APPLICATION OF  
WILLIAMSON ENVIRONMENTAL  
ENGINEERS, INC., FOR: (1) APPROVAL  
OF THE SALE AND TRANSFER OF THE  
OVERGAARD WASTEWATER SYSTEM  
TO THE OVERGAARD TOWNSITE  
DOMESTIC WASTEWATER IMPROVE-  
MENT DISTRICT; (2) CANCELLATION  
OF THE CERTIFICATE OF CONVE-  
NIENCE AND NECESSITY OF WILLIAM-  
SON ENVIRONMENTAL ENGINEERS,  
INC.; AND (3) DECLARATION OF NON-  
JURISDICTION

DOCKET NO. W-03261A-01-0269

COMPLIANCE FILING

In Decision No. 63604 (April 24, 2001) in the above-captioned docket, the Arizona Corporation Commission approved (i) the sale and transfer of the Overgaard wastewater system real property and assets (the "Overgaard System") from Williamson Environmental Engineers, Inc., ("Williamson") to the Overgaard Townsite Domestic Wastewater Improvement District ("Overgaard DWID") and (ii) the cancellation of Williamson's certificate of convenience and necessity for the Overgaard System. Pursuant to the final ordering paragraph of the Commission's Decision, the parties were required to file certification once the transfer of the Overgaard System from Williamson to the Overgaard DWID has been completed. In compliance with Decision No. 63604, the Overgaard DWID hereby notifies the Commission that the transfer of the Overgaard System from Williamson to

Snell &amp; Wilmer

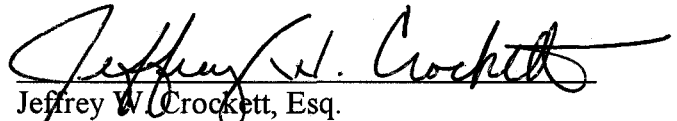
L.L.P.

LAW OFFICES  
One Arizona Center, 400 E. Van Buren  
Phoenix, Arizona 85004-2202  
(602) 382-6000

the Overgaard DWID has been completed. Attached hereto as Attachment "A" is a recorded copy of the Quitclaim Deed dated May 30, 2001, and recorded June 6, 2001 at docket no. 2001-10546 (two pages) conveying of the Overgaard System real property from Williamson to the Overgaard DWID. Attached hereto as Attachment "B" is a recorded copy of the Bill of Sale Deed dated May 30, 2001, and recorded August 7, 2001 as docket no. 2001-15323 (four pages) conveying the Overgaard System personal property from Williamson to the Overgaard DWID.

DATED this 16th day of August, 2001.

SNELL & WILMER



Jeffrey W. Crockett, Esq.

One Arizona Center

Phoenix, Arizona 85004-2202

Attorneys for Overgaard Townsite Domestic  
Wastewater Improvement District

ORIGINAL AND ten (10) copies filed  
this 16th day of August, 2001, with

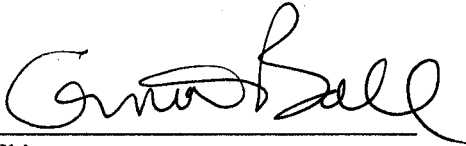
Docket Control  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

COPY hand-delivered this  
16th day of August, 2001, to:

Patrick C. Williams  
Manager, Compliance and Enforcement  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

1 COPY mailed this 16th day of  
2 August, 2001, to:

3 Richard S. Williamson, P.E.  
4 Cherry Creek Engineers & Contractors, L.L.C.  
5 Post Office Box 231  
6 Young, Arizona 85554

7 

1052351.1

# **ATTACHMENT “A”**

When recorded return to:

Jeffrey W. Crockett, Esq.  
Snell & Wilmer  
One Arizona Center  
Phoenix, Arizona 85004-2202  
Phone: (602) 382-6234

$$281B5BB^2/2$$

# QUIT CLAIM DEED

WILLIAMSON ENVIRONMENTAL ENGINEERS, INC., an Arizona corporation ("Grantor"), hereby quit claims to OVERGAARD TOWNSITE DOMESTIC WASTEWATER IMPROVEMENT DISTRICT, an Arizona municipal corporation ("Grantee"), all of its right, title and interest, if any, in and to that certain real property located in Navajo County, Arizona, and legally described on Schedule "1" attached hereto and incorporated herein by this reference, together with all interests, privileges and easements appurtenant thereto and any and all improvements located thereon.

DATED as of this 30<sup>th</sup> day of ~~April~~ <sup>May</sup>, 2001.

**Exempt Transaction  
Pursuant To  
A. R. S. 11-1134 A-3**

WILLIAMSON ENVIRONMENTAL ENGINEERS, INC.,  
an Arizona corporation

By:

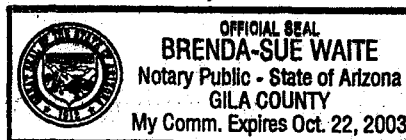
**Richard S. Williamson, President**

STATE OF ARIZONA )  
 )  
 ) *Gila* ) SS.  
COUNTY OF MARICOPA )

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of May, 2001, by Richard S. Williamson, President of Williamson Environmental Engineers, Inc., an Arizona corporation, on behalf thereof.

My commission expires:

Notary Public



Order Number: 281135

LEGAL DESCRIPTION

Block 2, Overgaard Townsite, according to Book 3 of Plats, Page 14, records of Navajo County, Arizona;

EXCEPT that portion of Lot 5 of said Block 2, lying within a strip of land 200 feet in width, being 100 feet wide on each side of the following centerline:

BEGINNING at a point on the North line of Section 32, Township 12 North, Range 17 East of the Gila and Salt River Base and Meridian, Navajo County, Arizona, which lies 1213.60 feet Easterly from the Northwest corner thereof;

THENCE South  $31^{\circ} 46' 21''$  East 2682.60 feet;

THENCE along the arc of a curve to the left having a radius of 4583.66 feet, a distance of 3417.37 feet to a point on the East line of said Section 32, lying 995.19 feet Northerly from the Southeast corner thereof, and the end of this line description; and

EXCEPT all uranium, thorium, or any other material which is or may be determined to be peculiarly essential to the production of fissionable materials, whether or not of commercial value, as reserved in Patent from United States of America; and

EXCEPT all oil, gas and minerals as granted in Deed recorded in Docket 136, page 95, records of Navajo County, Arizona.

# **ATTACHMENT “B”**

When recorded return to:

Jeffrey W. Crockett, Esq.  
Snell & Wilmer  
One Arizona Center  
Phoenix, Arizona 85004-2202  
Phone: (602) 382-6234

281135 BB

**BILL OF SALE**

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, WILLIAMSON ENVIRONMENTAL ENGINEERS, INC., an Arizona Corporation ("Transferor"), does hereby sell, transfer and convey to OVERGAARD TOWNSITE DOMESTIC WASTEWATER IMPROVEMENT DISTRICT, an Arizona municipal corporation ("Transferee"), all of Transferor's right, title and interest in and to the furniture, furnishings, equipment (including parts, tools and accessories), improvements, inventory, supplies, signage, and all other items of personal property described on Schedule "1" attached hereto and incorporated herein by this reference (the "Transferred Property").

Transferor represents and warrants to Transferee as follows:

1. Transferor has legal title to the Transferred Property;
2. Subject only to that certain Treasurer's Deed issued by the Navajo County Recorder and dated July 31, 1998, there are no security interests, liens, pledges, judgments or other encumbrances upon or affecting Transferor's legal title to the Transferred Property;
3. Subject only to the consent of the Arizona Corporation Commission, which consent has previously been obtained, Transferor has the right and power to sell, transfer and convey the Transferred Property to Transferee without the consent of any other third party; and
4. To the best of Transferor's knowledge, information and belief, there are no outstanding and/or unpaid tax liabilities of any kind by any taxing authority affecting the Transferred Property.

The Transferred Property is conveyed by Transferor to Transferee in "as is" and "where is" condition "with all faults." Except as expressly provided above, Transferor makes no other representations or warranties of any kind regarding the Transferred Property and specifically disclaims the implied warranties of merchantability and fitness for a particular purpose.



Transferor agrees to execute, acknowledge (if appropriate) and deliver such other documents and instruments and perform such other acts as may be deemed necessary or desirable in order to carry out the purposes of this instrument.

IN WITNESS WHEREOF, Transferor has executed this Bill of Sale as of this 30<sup>th</sup> day of ~~April~~ <sup>May</sup>, 2001.

WILLIAMSON ENVIRONMENTAL ENGINEERS, INC.,  
an Arizona corporation

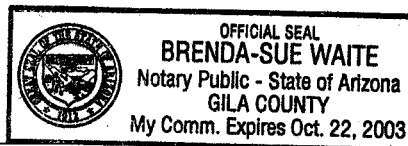
By: [Signature]  
Richard S. Williamson, President

STATE OF ARIZONA )  
COUNTY OF <sup>Gila</sup> ~~MARICOPA~~ ) ss.

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of ~~April~~ <sup>May</sup>, 2001, by Richard S. Williamson, President of Williamson Environmental Engineers, Inc., an Arizona corporation, on behalf thereof.

[Signature]  
Notary Public

My commission expires: 10/22/03



Crockej\PHX\911683.2

NAVAJO COUNTY, ARIZONA  
LAURETTE JUSTMAN, RECORDER

TRANSACTION TITLE

08/07/2001 #2001-15323  
04:05:00PM 3 OF 4

## ATTACHMENT "D"

Schedule "1"

TRANSFERRED PROPERTY

<u>Quantity</u>	<u>Item Description</u>
150 linear feet	8" Vitrified clay pipe
1,900 linear feet	6" Vitrified clay pipe
12 linear feet	4 " Vitrified clay pipe
4	Manholes
2	Septic tanks
1	Leach pit
1	Leach field system